

From: [Kristin Moore](#)
To: [Condon, Mary](#)
Subject: RE: 2017 Rental Fees
Date: Thursday, November 16, 2017 1:57:35 PM

Mary,

Thank you very much. I will notify Mr. Yancey.

Regards,

Kristin Moore
Senior Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kristin.rmea@gmail.com
VOICE: 208-524-2353 ||| FAX: 208-524-1795



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From: Condon, Mary [<mailto:Mary.Condon@idwr.idaho.gov>]
Sent: Thursday, November 16, 2017 1:55 PM
To: Kristin Moore <kristin.rmea@gmail.com>
Subject: RE: 2017 Rental Fees

Kristin,

Thank you for your follow up to this. Between this email and his approved transfer earlier this year, we can move forward to cancel the current rental. We will be sending out letters later this year for concluding agreements.

Best,

Mary Condon
Water Supply Bank Specialist
Planning & Projects Bureau
Idaho Department of Water Resources
Main: (208) 287-4936
Fax: (208) 287-6700

From: Kristin Moore [<mailto:kristin.rmea@gmail.com>]
Sent: Wednesday, November 15, 2017 12:07 PM
To: Condon, Mary <Mary.Condon@idwr.idaho.gov>; tsyancey@gmail.com
Cc: Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Subject: RE: 2017 Rental Fees

Mary,

Thank you for including me in your email regarding Mr. Yancey's rental agreement. I spoke with Mr. Yancey today. He would like to terminate the rental agreement for 2017 and 2018. Mr. Yancey was able to transfer water rights from his other farms to satisfy his needs at the approved rental location. The transfers were approved earlier this year. Do you need a signed letter from Mr. Yancey indicating his desire to terminate the rental agreement?

Kristin Moore
Senior Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kristin.rmea@gmail.com
VOICE: 208-524-2353 ||| FAX: 208-524-1795



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From: Condon, Mary [<mailto:Mary.Condon@idwr.idaho.gov>]
Sent: Thursday, November 02, 2017 7:33 AM
To: tsyancey@gmail.com
Cc: kristin.rmea@gmail.com; Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Subject: 2017 Rental Fees

Mr. Yancey,

Please see the attached letters regarding your outstanding balance for 2017 Rental Fees. These are also being sent to you via USPS today.

Sincerely,

Mary Condon
Water Supply Bank Specialist
Planning & Projects Bureau
Idaho Department of Water Resources
Main: (208) 287-4936
Fax: (208) 287-6700



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 3, 2017

TERRELL YANCEY
1226 S 2700 W
ABERDEEN ID 83210

RESPONSE DEADLINE
2/1/2017

RE: Water Supply Bank Rental Fees for 2017 Rental Agreements

Dear Renter,

The following are your 2017 water rentals from the Water Supply Bank:

Rental	Start	End	Water Right	Rental Volume (AF)	Total Rental Fee	Owner Fee (90%)	Admin Fee (10%)	Rental Fee Due Date
1	2016	2018	35-13993	50	\$550.80	\$495.75	\$55.08	1/1/2017
1	2016	2018	35-13995	90	\$979.20	\$881.28	\$97.92	1/1/2017
Total				90	\$1,530.00	\$1,377.03	\$153.00	1/1/2017

Our records indicate that payment has not yet been received for the above water right rentals.

If you have not already done so, please remit payment of **\$1,530.00** prior to the due dates above and enclose a copy of this letter with your payment.

If you have questions about your rental, you can contact me at 208-287-4918.

Regards,

Remington Buyer
Water Supply Bank Coordinator

RECEIVED

MAR 14 2016

DEPARTMENT OF
WATER RESOURCES

This is to certify that: **TERRELL YANCEY**
1226 S 2700 W
ABERDEEN ID 83210
208-221-5374

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right	Priority Date	Source	Tributary	Rented Rate	Annual Rented Volume	Acre Limit	Total Rented Acres
-------------	---------------	--------	-----------	-------------	----------------------	------------	--------------------

35-13993	7/13/1954	Ground Water	NA	0.13 cfs	50.0 af	NA	12.5 ac
35-13995	11/12/1975	Ground Water	NA	0.28 cfs	90.0 af	NA	22.5 ac
Total Annual Combined Limit				0.38 cfs	90.0 af	NA	22.5 ac

Annual Combined Rental Totals

0.38 cfs 90.0 af NA 22.5 ac

Term of Rental: This rental is in effect from the day the Idaho Water Resource Board signs the rental agreement and shall be in effect until December 31, 2018.

Rental Fee:	Years	2016-2017	\$1,530.00 annually
	Years	2018	\$1,800.00

RELEASED
NOV 15 2017

The fee for rental of the above-described water is \$1,530.00 annually for years 2016-2017 and \$1,800.00 annually for 2018. Ten percent (\$153.00/\$180.00) will be retained by the Department to offset administrative costs, and the remainder will be paid to the lessor. An annual payment shall be received by the Department prior to January 1 each year for the duration of the rental period. The agreement will be void if payment is not received prior to the due date in a given year. To terminate the agreement prior to the end of the rental period, written notice must be received by the Department at least 30 days prior to the rental fee due date.

No rental fees will be refunded once the fee is collected and the start date for a Rental Agreement has passed.

Detailed water right conditions are attached.

SUPPORT DATA

IN FILE # 35-13993

SCANNED
MAR 15 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

 _____ Signature of Renter	<u>Terrell Yancey</u> _____ Printed Name and Title*	<u>Mar 10, 16</u> _____ Date
---	---	------------------------------------

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By  _____ BRIAN PATTON, Acting Administrator Idaho Water Resource Board	Date <u>3/15/2016</u> _____
---	--------------------------------

Rental Approved by IDWR  _____	Date <u>3-15-2016</u> _____
--	--------------------------------

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SW¼SW¼ Sec. 28 Twp 04S Rge 31E Bingham County

BENEFICIAL USE

IRRIGATION

SEASON OF USE

04/01 TO 10/31

RENTER'S PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	31E	33							20.7	1.8									22.5

Total Acres: 22.5

CONDITIONS APPLICABLE TO ALL RENTED WATER RIGHTS

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
5. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
6. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
7. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
8. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
10. The renter shall install and maintain acceptable measuring device at the authorized point of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
11. This rental agreement does not authorize the construction of a well.
12. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

13. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
14. The following rights are diverted through point of diversion described above: 35-8074A, 35-14420, 35-14421, 35-14434 and 35-14424.

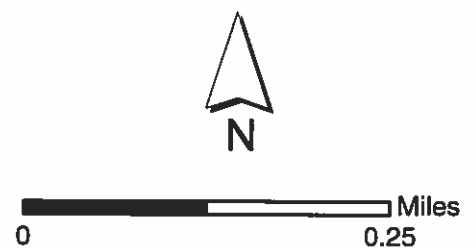
Idaho Water Resource Board
Water Supply Bank Rental Agreement

Effective until December 31, 2016

This map depicts the **rental place of use** pursuant to the rental agreement and is attached to the agreement solely for illustrative purposes.



-  Authorized Rental Point of Diversion
-  Authorized Rental Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

NOV 10 2015

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKApplicant Name: Terrell Yancy

Is this application being submitted with a lease application as a lease/rental package?

Yes ☐ No ☒

If yes, specify companion water rights in Section 4

This application must be completed according to the minimum requirement checklist below. This checklist is part of the rental application and must be included with the rental application. Applications that do not meet the minimum requirements will not be placed in the processing queue and may be returned until all minimum requirements have been met.

Rental applications should be submitted well in advance of the desired start date for the use of rental water. Rental applications may be processed as early as November 1 of the year prior to the intended use of rental water. Any rental application received on or before November 1 for use in the next year will be assigned a received date of November 1. Rental applications submitted more than one year in advance of the proposed start date for the use of rental water will not be accepted and will be returned to applicants. Rental applications may be returned to applicants if the desired start date for the use of rental water cannot be accommodated by the Water Supply Bank. Rental requests will not be accepted once the rental season of use period has concluded.

One rental application per beneficial use of water. For multiple beneficial uses of water, separate rental requests should be submitted for each unique beneficial use of water. One rental application can be submitted if you propose to rent water from multiple sources.

For additional instructions on completing a rental application, visit the Bank's website at http://idwr.idaho.gov/water_supply_bank.

MINIMUM REQUIREMENT CHECKLIST

Check All Items as Either Attached (Yes) or Not Applicable (N/A)

Yes

- ☒ Completed *Application to Rent Water from the Board's Water Supply Bank*
- ☒ Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank

Attachment N/A Yes

- 2 ☒ A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
- 3A ☒ ☐ Detailed information on a proposed use of rental water
- 3F ☒ ☐ Authorization from the owner/operator of the rental point(s) of diversion
- 3H ☐ ☒ Water modeling to account for the impacts of the rental request
- 3J ☒ ☐ Documents justifying a rate of flow greater than 0.02 cfs/acre
- 3K ☒ ☐ Authorization from the owner/operator of the property at the proposed rental place(s) of use
- 4B ☒ ☐ Explanation of how the rental water will sufficiently accomplish your rental purposes
- 4C ☒ ☐ Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)

~~35-2491~~~~35-7648~~

35-7005

35-13993

35-13995

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Terrell Yancy

Mailing Address 1226 S 2700 W Aberdeen ID 83210
Street City State Zip Code
 Email Address tsyancey@gmail.com Phone Number 208-221-5374

B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☒ No ☐
 If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative Kristin Moore Professional Title Sen. Water Rights Analyst
 Organization Rocky Mountain Environmental Assoc. Relationship to Applicant consultant
 Mailing Address 482 Constitution Way Ste 303, Idaho Falls, ID 83402
 Email Address kristin.rmea@gmail.com Phone Number 208-524-2353

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to irrigate. Attach the map to this application and label it Attachment 2.

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

A. Describe why you desire to rent water and provide a detailed description of your proposed use. If the proposed use is not for irrigation, describe in detail how you determined the amount of rental water required. If the space below is insufficient, attach additional sheets as required and label them Attachment 3A:

The proposed use is for irrigation of a center pivot to complete the water right needs under the pivot. Existing water rights provide for 14.6 acres under the 37.1 acre pivot. The requested water is calculated based on the 22.5 acre proposed and an additional 1.6 acres for mitigation to satisfy ESPA Modeling.

B. Enter the desired and/or minimum rates of flow, volume, or irrigable acres requested for your rental purposes:

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Desired Acres (if applicable)
0.42 CFS	96 AF	CFS	AF	24 AC

* Sometimes water rights provide an exceptionally low rate per acre and/or low volume per acre. This section is meant to establish an acceptable range of water sufficient for your proposed water use. Please see question 4B and complete if necessary.

C. This section must be completed in full. Enter the proposed start date and latest possible start date for using rental water as well as the number of years you would like to rent water. The latest possible start is the latest possible date by which you would be willing to pay for a rental and be able to benefit from utilizing rental water.

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
4/1/2016	4/15/2016	☐ 1	☐ 2	☐ 3	☒ 4	☐ 5	☒ Process application as soon as possible	☐ Return application to applicant

* The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.

** Per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right. Water Supply Bank rental applicants are not authorized to utilize rental water prior to the execution of an approved rental agreement. Rental requests may be returned to applicants if no water is available from the Bank to fulfill a rental request.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

- D. Describe your water distribution system and how rental water will be delivered from the point(s) of diversion (POD) to the proposed place of use (POU):

An existing POD will divert water to a mainline that will carry water to the center pivot.

- E. Describe the physical type (pump, headgate, etc.) and location of the POD from which rental water is proposed to be diverted:

POD Description	Water Source	Other Water Rights Diverted from this POD
T4S R31E Sec28 SWSW	ground water	35-8074A, 35-14420-14424

If the POD(s) above are located where water is turned into a canal, lateral or ditch, or if they are located on your property but are serviced by water that is delivered via a canal, lateral or ditch, your rental request must include documented authorization from all relevant canal companies, irrigation districts and/or water delivery entities, confirming that they consent to your diversion of water from their system.

- F. Has documented consent from all relevant water delivery entities been obtained? Yes ☐ N/A ☒
If yes, include documented consent as Attachment 3F.

- G. Do any POD(s) identified in Question 3E divert from a water source that may require water modeling? Yes ☒ No ☐
Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.

- H. Has water modeling been provided with your rental request? Yes ☒ N/A ☐
If yes, label modeling Attachment 3 H.
Rental applications that require modeling will be returned if modeling is not provided.

- I. Specify the desired beneficial use of water and the requested season of use or number of acres required:

- ☒ Irrigation 22.5 (number of acres) Duration: Subject to IDWR standard seasons of use
☐ Commercial from: _____ (mm/dd) to: _____ (mm/dd)
☐ Stockwater from: _____ (mm/dd) to: _____ (mm/dd)
☐ Industrial from: _____ (mm/dd) to: _____ (mm/dd)
☐ Other: _____ from: _____ (mm/dd) to: _____ (mm/dd)

- J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☐ Yes ☐ No ☒
If yes, justify the rate of flow and attach any supporting documents as Attachment 3J. Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

- K. Do you own the land at the proposed rental place of use (POU)? Yes ☒ No ☐
If no, attach documentation from the POU owner/operator confirming your authorization to use the POU and label it Attachment 3K.

- L. List all other water rights and sources of water at the rental place of use for the same purpose, including privately owned water rights and water received from a municipal supplier, an irrigation district, a canal company or any other water delivery entity. Explain why additional water is required:
No other water rights at rental place of use.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

5. ADDITIONAL INFORMATION

- A. Is this the first time that rental water is being requested for this purpose at the rental place of use? Yes ☐ No ☒

If no, list previous rental requests/agreements and explain why you have not secured a permanent water right for your needs:

The pivot under which the rights are proposed to be used does not have enough water rights for the complete circle. A rental was requested for the first year in 2015, but was denied due to timing of the application. No water rights have been made available for a permanent transfer as of yet.

- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental?

If yes, describe:

Yes ☐ No ☒

- C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV?

Yes ☐ No ☒

If yes, describe the date and location of the NOV.

- D. Additional Information

DECLARATION

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws. I understand that the submission of a rental application provides no guarantee for approval of a rental agreement. I also understand that, per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right and that I am not authorized to utilize water as proposed in this application prior to the execution of an approved rental agreement.

Terrill Yancy
Signature of Applicant

Terrill Yancy
Printed Name of Applicant

Oct 27, 15
Date

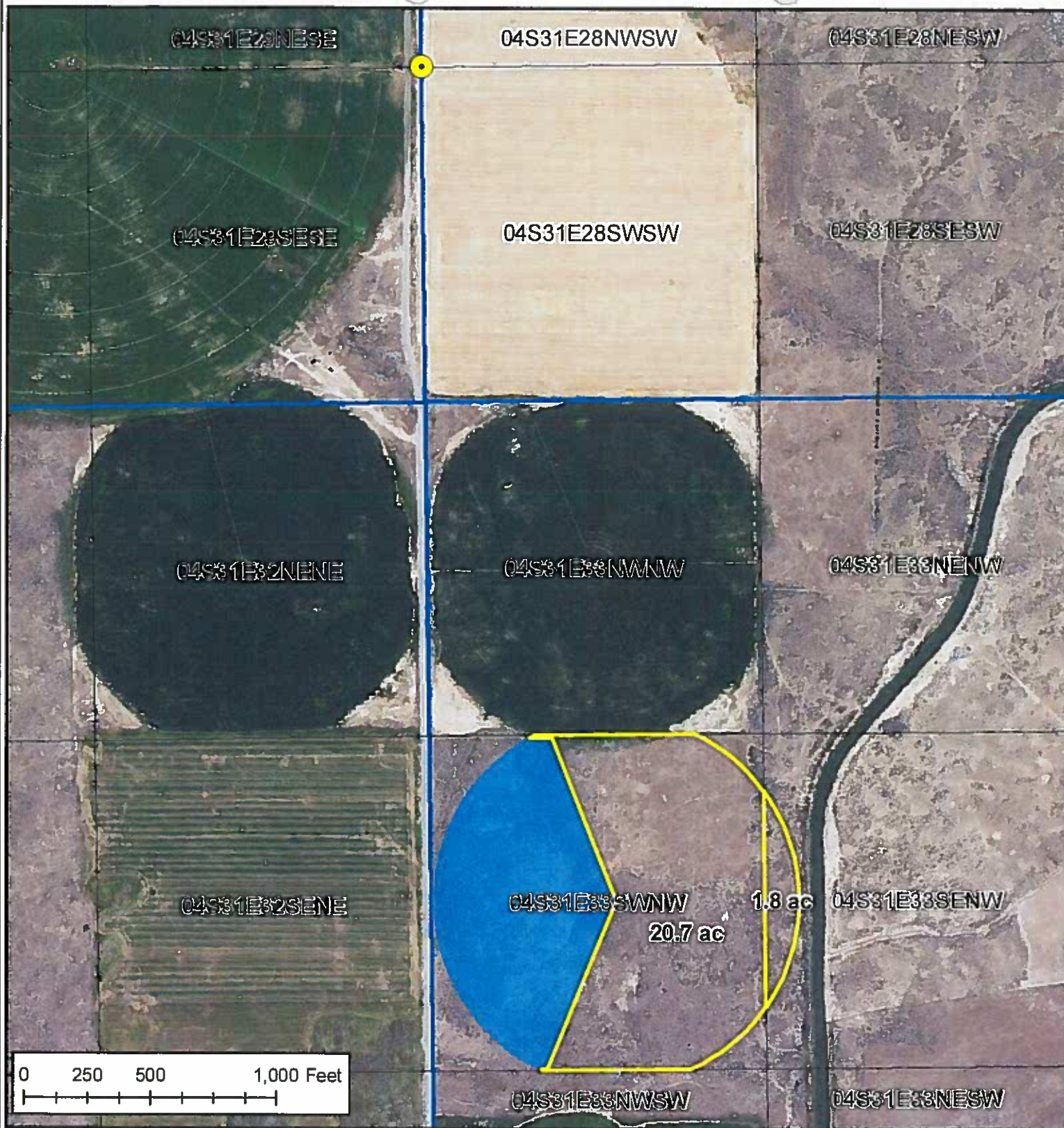
Signature of Representative

Printed Name of Representative

Date

Mail to:

Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098



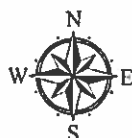
Application to Rent Water from WSB

Terrell Yancy

by: KM
November 3, 2015



- Proposed POD
 - Proposed WSB Acres
 - Existing WR POU
 - Township and Range
 - Section
 - QQ
- 2013 Aerial Photography



ESPA Modeling Narrative for Proposed Rental

The proposed Water Supply Bank rental requires water modeling to account for the impacts of the rental request. Applicant requires water for the irrigation of 22.5 acres, or 90 afa, to complete the water demands under a new pivot. Existing water rights already provide a portion of the needs under the same pivot. Water right nos. 35-2491, 35-7005, and 35-7648 are already leased to the Water Supply Bank and have adequate availability to satisfy this rental. Figure 1 identifies the locations of the TO and FROM wells. There are two wells for the rental water rights; the modeling was performed using the closest model cell. Initial modeling using the ESPA Transfer Spreadsheet 3.1, simulated a depletion slightly greater than 2.0 acre-feet/trimester in the Near Blackfoot to Neeley reach, therefore, mitigation will be required.

In order for the applicant to divert 90 afa at the proposed POD, without exceeding 2.0 afa effects on any reach of the Snake River, the applicant proposes to rent 96 afa, as described on page 2 of the application, Item 3.B. It is recognized that although the application proposes to rent 96 afa, applicant will only put to beneficial use 90 afa, and the remaining volume will be unused to satisfy the proposed mitigation.

Figure 1. Well Locations on ESPA Grid

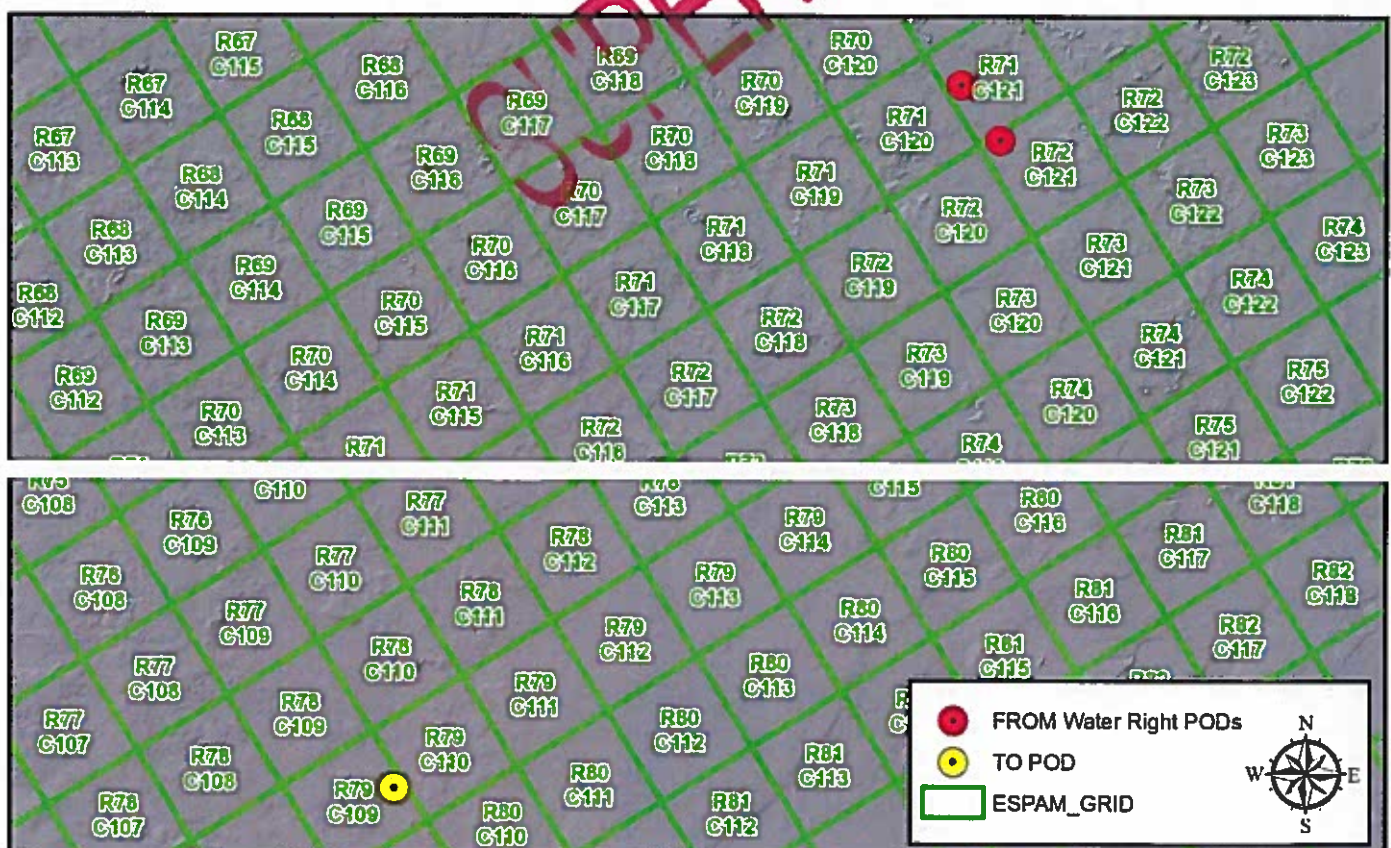


Figure 2. ESPAM 3.1 Data Entry Excerpt

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH
"UPDATE DATES" BUTTON
YEAR: 1956
SEASON: WINTER

TRANSFER NO.:

 TRANSFER NAME: Modelo

UPDATE DATES

RUN MODEL

GET OUTPUT

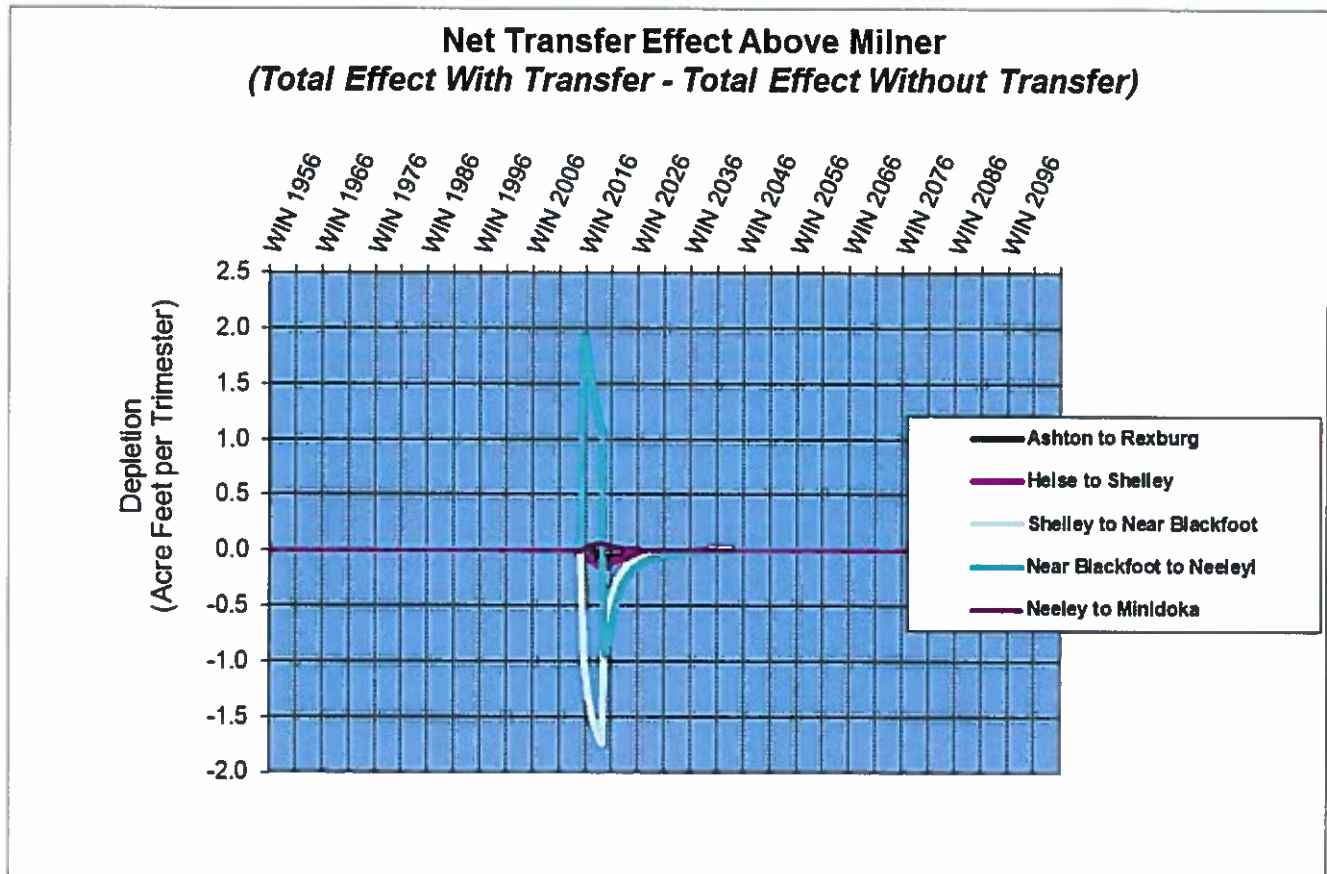
CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	TO CELL	FROM1 CELL	FROM2 CELL	FROM3 CELL
ROW	79	72	0	0
COLUMN	109	121	0	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
WIN 1956	0	32	32	0	0	0	0
SPR 1957	0	32	32	0	0	0	0
SUM 1957	0	32	32	0	0	0	0
WIN 1957	0	32	32	0	0	0	0
SPR 1958	0	32	32	0	0	0	0
SUM 1958	0	32	32	0	0	0	0
WIN 1958	0	32	32	0	0	0	0
SPR 1959	0	32	32	0	0	0	0
SUM 1959	0	32	32	0	0	0	0
WIN 1959	0	32	32	0	0	0	0
SPR 1960	0	32	32	0	0	0	0
SUM 1960	0	32	32	0	0	0	0
WIN 1960	0	32	32	0	0	0	0
SPR 1961	0	32	32	0	0	0	0
SUM 1961	0	32	32	0	0	0	0
WIN 1961	0	32	32	0	0	0	0
SPR 1962	0	32	32	0	0	0	0
SUM 1962	0	32	32	0	0	0	0
WIN 1962	0	32	32	0	0	0	0
SUM 2014	0	32	32	0	0	0	0
WIN 2014	0	32	32	0	0	0	0
SPR 2015	0	32	32	0	0	0	0
SUM 2015	0	32	32	0	0	0	0
WIN 2015	0	32	32	0	0	0	0
SPR 2016	30	0	32	0	0	0	0
SUM 2016	30	0	32	0	0	0	0
WIN 2016	30	0	32	0	0	0	0
SPR 2017	30	0	32	0	0	0	0
SUM 2017	30	0	32	0	0	0	0
WIN 2017	30	0	32	0	0	0	0
SPR 2018	30	0	32	0	0	0	0
SUM 2018	30	0	32	0	0	0	0
WIN 2018	30	0	32	0	0	0	0
SPR 2019	30	0	32	0	0	0	0
SUM 2019	30	0	32	0	0	0	0
WIN 2019	30	0	32	0	0	0	0
SPR 2020	0	32	32	0	0	0	0
SUM 2020	0	32	32	0	0	0	0
WIN 2020	0	32	32	0	0	0	0
SPR 2021	0	32	32	0	0	0	0
SUM 2021	0	32	32	0	0	0	0
WIN 2021	0	32	32	0	0	0	0
SPR 2022	0	32	32	0	0	0	0

Figure 3. Net Effects from Model Run, including Graph Above Milner and Summary from Calculated Effects



Calculated Effects:

Enter First Time Step of Transfer: SPR 2010												
Match:	161	Match:	456									
	AtR	His	SINB	NBIN	NLM	DWIB	BITs	TS	TSIM	M	MTB	Total
Preexisting Effects @ SS (Last Time Step):	0.84	1.00	8.04	20.74	0.48	0.47	0.18	0.11	0.01	0.11	0.00	31.98
Steady State - Value of Dep. @ Last Time Step:	0.84	1.00	8.04	20.74	0.48	0.47	0.18	0.11	0.01	0.11	0.00	31.98
Preexisting Effects @ Transient State (Max Value Timestep):	0.84	1.00	8.04	20.74	0.48	0.47	0.18	0.11	0.01	0.11	0.00	31.98
Transient State - Max. Value of Dep. After Transfer:	0.84	1.00	8.04	22.59	0.53	0.48	0.18	0.12	0.01	0.11	0.00	33.91
Steady State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Transient State Change:	0.00	0.00	0.00	1.85	0.05	0.01	0.00	0.00	0.00	0.00	0.00	



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 16, 2016

TERRELL YANCEY
1226 S 2700 W
ABERDEEN ID 83210

**RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS . 35-13993 and 35-13995**

Dear Renter:

Please find enclosed a receipt in the amount of **\$1,530.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 90.0 acre-feet of water for irrigation of 22.5 acres during 2016. Upon receipt of this fully executed agreement, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

Pursuant to the Water Supply Bank Rules, 90% or \$1,377.00 of the rental fee will be paid to the lessor(s) and 10% or \$153.00 will be retained by the Department to offset administrative costs.

If you have any questions, please contact me at (208) 287-4910.

Sincerely,

for Clay Webster
Water Resource Agent
WSB Process Point of Contact

Enclosures: Receipt No. C101647
Rental Agreement (copy)

c: Sascha Marston – Fiscal
James Cefalo – IDWR Eastern Regional Office / Water District # 120
Kristin Moore – Rocky Mountain Environmental



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 8, 2016

TERRELL YANCEY
1226 S 2700 W
ABERDEEN ID 83210

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK
WATER RIGHT NOS. 35-13993 and 35-13995

*****TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application to rent water from the Water Supply Bank. **I have enclosed a Water Supply Bank Rental Agreement for your review and signature.** Upon signature and return of the original agreement, together with the rental fee described below, the Department will also sign the original agreement and return an executed copy to you. Execution of the agreement and compliance with the conditions of approval authorize diversion and use of water as provided in the agreement.

A rental fee of \$1,530.00 was calculated based on the current rental rate of \$17.00 per acre-foot times a diversion volume of 90.0 acre-feet. An annual payment shall be received by the Department prior to the execution of this agreement and prior to January 1 in all subsequent years for the duration of the rental period. The agreement will be void if payment is not received prior to the due date in a given year. If you would like to terminate the agreement prior to the end of the rental period, you must submit written notice of your intent to the Department at least 30 days prior to the rental fee due date.

Please send a check for \$1,530.00 made payable to the Idaho Department of Water Resources, together with the signed rental agreement, within 14 days so I can complete processing. Pursuant to the Water Supply Bank Rules, 90% or \$1,377.00 of the rental fee will be paid to the lessor(s) and 10% or \$153.00 will be retained by the Department to offset administrative costs.

If you have any questions, please contact me at (208) 287-4910.

Sincerely,

Clay Webster
Water Resource Agent
WSB Process Point of Contact
Enclosure

c: IDWR Front Desk
Kristin Moore – Rocky Mountain Environmental Assoc.

Webster, Clay

From: Cefalo, James
Sent: Wednesday, March 02, 2016 12:55 PM
To: Webster, Clay
Subject: RE: Watermaster and Regional Office comments on Yancey Rental Application 35-13993 and 35-13995

I don't have any comments or concerns about the proposed WSB Rental.

James

From: Webster, Clay
Sent: Tuesday, March 01, 2016 3:21 PM
To: Cefalo, James
Subject: Watermaster and Regional Office comments on Yancey Rental Application 35-13993 and 35-13995

James,

We are currently processing this rental application. Do you have any concerns? Thanks.

Sincerely,
Clay Webster
Water Resource Agent
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

MEMORANDUM

To: Water Rights 35-13993 & 35-13995

From: Clay Webster

Date: 3/1/2016

Re: Review & Analysis of Application to Rent Water from the State Water Supply Bank

Rocky Mtn. Env. **PURPOSE/NARRATIVE:** The department received this application on November 10, 2015 from ~~SPF Water Engineering~~ (on behalf of Terrell Yancey) to rent 0.38 cfs and 90 af to irrigate 22.5 acres of a 37.1 acre pivot. The rest of the pivot (14.6 acres) is covered by existing water rights 35-14420, 35-14421, 35-14422, 35-14423 and 35-14424. This pivot is located at Twp 04S Rng 31E Sec 33 in the SWNW and the SENW QQs.

AUTHORITY TO FILE: The current tax-lot data shows that the property is owned by the BLM. However, the applicant provided a copy of a deed for these QQs. Terrell Yancey signed the rental application.

WATER RIGHT VALIDITY: Portions of 35-13993 and 35-13995 were placed into the WSB in 2014. These rights have since been transferred to a new place of use. Aerial imagery shows leased acres are being idled.

INJURY TO OTHER WATER RIGHTS: The rental POD and the leased water rights are in the ESPA. Modeling was provided by the applicant's consultant. They used the closest well to the rental location. I ran the modeling using the well located farthest from the rental location and found that this rental requires no mitigation.

ENLARGEMENT OF USE: I have no enlargement concerns.

LOCAL PUBLIC INTEREST: Review staff has no information to suggest this application is inconsistent with the local public interest. .

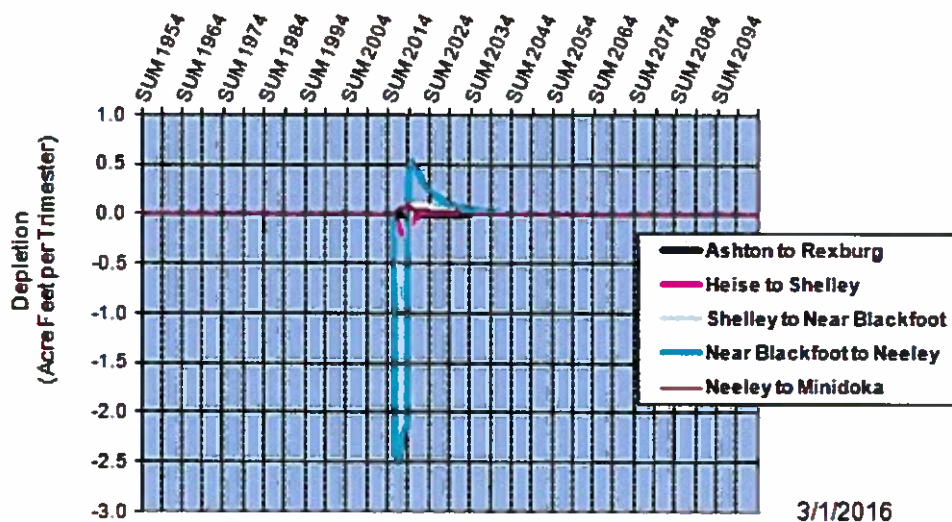
BENEFICIAL USE/CONSERVATION OF WATER RESOURCES: The rental appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS: The location for the rental PD is subject to Water District # 120.

	A	B	C	D	E	F	G	H	
1	ENHANCED GROUND-WATER RIGHTS TRANSFER								
2	UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPT OF AGRICULTURE								
3									
4	Cells this color are			UPDATE DATES		RUN MODEL		GET OUTPUT	
5	set up for user entries			CALCULATE EFFECTS					
6									
7	ENTER STARTING DATE FOR								
8	SIMULATION. THEN PUSH								
9	"UPDATE DATES" BUTTON			TRANSFER NO: Rental 2016					
10	YEAR	1964	TRANSFER NAME:						
11	SEASON	SUMMER	Yancey						
12									
13	ENTER CELL LOCATIONS:								
14		'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL				
15	ROW	79	75						
16	COLUMN	109	134						
17									
18	TRIMESTER	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL		
19	OF	Projected Use	With Transfer	Without Transfer	With Transfer	Without Transfer	With Transfer	Without Transfer	
20	ACTIVITY	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	
21	SUM 1954	0	17	17	0	0	0	0	
22	WIN 1954	0	17	17	0	0	0	0	
23	SPR 1955	0	17	17	0	0	0	0	
24	SUM 1955	0	17	17	0	0	0	0	
25	WIN 1955	0	17	17	0	0	0	0	
26	SPR 1956	0	17	17	0	0	0	0	
27	SUM 1956	0	17	17	0	0	0	0	
28	WIN 1956	0	17	17	0	0	0	0	
29	SPR 1957	0	17	17	0	0	0	0	
30	SUM 1957	0	17	17	0	0	0	0	
31	WIN 1957	0	17	17	0	0	0	0	
32	SPR 1958	0	17	17	0	0	0	0	
33	SUM 1958	0	17	17	0	0	0	0	
34	WIN 1958	0	17	17	0	0	0	0	
35	SPR 1959	0	17	17	0	0	0	0	
36	SUM 1959	0	17	17	0	0	0	0	
37	WIN 1959	0	17	17	0	0	0	0	
38	SPR 1960	0	17	17	0	0	0	0	
39	SUM 1960	0	17	17	0	0	0	0	
40	WIN 1960	0	17	17	0	0	0	0	
41	SPR 1961	0	17	17	0	0	0	0	
42	SUM 1961	0	17	17	0	0	0	0	
43	WIN 1961	0	17	17	0	0	0	0	
44	SPR 1962	0	17	17	0	0	0	0	
45	SUM 1962	0	17	17	0	0	0	0	
46	WIN 1962	0	17	17	0	0	0	0	
47	SPR 1963	0	17	17	0	0	0	0	
48	SUM 1963	0	17	17	0	0	0	0	
49	WIN 1963	0	17	17	0	0	0	0	
50	SPR 1964	0	17	17	0	0	0	0	
51	SUM 1964	0	17	17	0	0	0	0	
52	WIN 1964	0	17	17	0	0	0	0	
53	SPR 1965	0	17	17	0	0	0	0	
54	SUM 1965	0	17	17	0	0	0	0	
55	WIN 1965	0	17	17	0	0	0	0	
56	SPR 1966	0	17	17	0	0	0	0	
57	SUM 1966	0	17	17	0	0	0	0	
58	WIN 1966	0	17	17	0	0	0	0	
59	SPR 1967	0	17	17	0	0	0	0	
60	SUM 1967	0	17	17	0	0	0	0	
61	WIN 1967	0	17	17	0	0	0	0	
62	SPR 1968	0	17	17	0	0	0	0	
63	SUM 1968	0	17	17	0	0	0	0	
64	WIN 1968	0	17	17	0	0	0	0	
65	SPR 1969	0	17	17	0	0	0	0	
66	SUM 1969	0	17	17	0	0	0	0	
67	WIN 1969	0	17	17	0	0	0	0	
68	SPR 1970	0	17	17	0	0	0	0	
69	SUM 1970	0	17	17	0	0	0	0	
70	WIN 1970	0	17	17	0	0	0	0	
71	SPR 1971	0	17	17	0	0	0	0	
72	SUM 1971	0	17	17	0	0	0	0	
73	WIN 1971	0	17	17	0	0	0	0	
74	SPR 1972	0	17	17	0	0	0	0	
75	SUM 1972	0	17	17	0	0	0	0	
76	WIN 1972	0	17	17	0	0	0	0	
77	SPR 1973	0	17	17	0	0	0	0	
78	SUM 1973	0	17	17	0	0	0	0	
79	WIN 1973	0	17	17	0	0	0	0	
80	SPR 1974	0	17	17	0	0	0	0	
81	SUM 1974	0	17	17	0	0	0	0	
82	WIN 1974	0	17	17	0	0	0	0	
83	SPR 1975	0	17	17	0	0	0	0	
84	SUM 1975	0	17	17	0	0	0	0	
85	WIN 1975	0	17	17	0	0	0	0	
86	SPR 1976	0	30	30	0	0	0	0	
87	SUM 1976	0	30	30	0	0	0	0	
88	WIN 1976	0	30	30	0	0	0	0	
89	SPR 1977	0	30	30	0	0	0	0	
90	SUM 1977	0	30	30	0	0	0	0	
91	WIN 1977	0	30	30	0	0	0	0	
92	SPR 1978	0	30	30	0	0	0	0	
93	SUM 1978	0	30	30	0	0	0	0	
94	WIN 1978	0	30	30	0	0	0	0	
95	SPR 1979	0	30	30	0	0	0	0	
96	SUM 1979	0	30	30	0	0	0	0	
97	WIN 1979	0	30	30	0	0	0	0	
98	SPR 1980	0	30	30	0	0	0	0	
99	SUM 1980	0	30	30	0	0	0	0	
100	WIN 1980	0	30	30	0	0	0	0	
101	SPR 1981	0	30	30	0	0	0	0	
102	SUM 1981	0	30	30	0	0	0	0	
103	WIN 1981	0	30	30	0	0	0	0	
104	SPR 1982	0	30	30	0	0	0	0	
105	SUM 1982	0	30	30	0	0	0	0	
106	WIN 1982	0	30	30	0	0	0	0	
107	SPR 1983	0	30	30	0	0	0	0	
108	SUM 1983	0	30	30	0	0	0	0	
109	WIN 1983	0	30	30	0	0	0	0	
110	SPR 1984	0	30	30	0	0	0	0	
111	SUM 1984	0	30	30	0	0	0	0	
112	WIN 1984	0	30	30	0	0	0	0	
113	SPR 1985	0	30	30	0	0	0	0	
114	SUM 1985	0	30	30	0	0	0	0	
115	WIN 1985	0	30	30	0	0	0	0	
116	SPR 1986	0	30	30	0	0	0	0	
117	SUM 1986	0	30	30	0	0	0	0	
118	WIN 1986	0	30	30	0	0	0	0	
119	SPR 1987	0	30	30	0	0	0	0	
120	SUM 1987	0	30	30	0	0	0	0	
121	WIN 1987	0	30	30	0	0	0	0	
122	SPR 1988	0	30	30	0	0	0	0	
123	SUM 1988	0	30	30	0	0	0	0	
124	WIN 1988	0	30	30	0	0	0	0	
125	SPR 1989	0	30	30	0	0	0	0	
126	SUM 1989	0	30	30	0	0	0	0	
127	WIN 1989	0	30	30	0	0	0	0	
128	SPR 1990	0	30	30	0	0	0	0	
129	SUM 1990	0	30	30	0	0	0	0	
130	WIN 1990	0	30	30	0	0	0	0	
131	SPR 1991	0	30	30	0	0	0	0	
132	SUM 1991	0	30	30	0	0	0	0	
133	WIN 1991	0	30	30	0	0	0	0	
134	SPR 1992	0	30	30	0	0	0	0	
135	SUM 1992	0	30	30	0	0	0	0	
136	WIN 1992	0	30	30	0	0	0	0	
137	SPR 1993	0	30	30	0	0	0	0	
138	SUM 1993	0	30	30	0	0	0	0	
139	WIN 1993	0	30	30	0	0	0	0	
140	SPR 1994	0	30	30	0	0	0	0	
141	SUM 1994	0	30	30	0	0	0	0	
142	WIN 1994	0	30	30	0	0	0	0	
143	SPR 1995	0	30	30	0	0	0	0	
144	SUM 1995	0	30	30	0	0	0	0	
145	WIN 1995	0	30	30	0	0	0	0	
146	SPR 1996	0	30	30	0	0	0	0	
147	SUM 1996	0	30	30	0	0	0	0	
148	WIN 1996	0	30	30	0	0	0	0	
149	SPR 1997	0	30	30	0	0	0	0	
150	SUM 1997	0	30	30	0	0	0	0	
151	WIN 1997	0	30	30	0	0	0	0	
152	SPR 1998	0	30	30	0	0	0	0	
153	SUM 1998	0	30	30	0	0	0	0	
154	WIN 1998	0	30	30	0	0	0	0	
155	SPR 1999	0	30	30	0	0	0	0	
156	SUM 1999	0	30	30	0	0	0	0	
157	WIN 1999	0	30	30	0	0	0	0	
158	SPR 2000	0	30	30	0	0	0	0	
159	SUM 2000	0	30	30	0	0	0	0	
160	WIN 2000	0	30	30	0	0	0	0	
161	SPR 2001	0	30	30	0	0	0	0	
162	SUM 2001	0	30	30	0	0	0	0	
163	WIN 2001	0	30	30	0	0	0	0	
164	SPR 2002	0	30	30	0	0	0	0	
165	SUM 2002	0	30	30	0	0	0	0	
166	WIN 2002	0	30	30	0	0	0	0	
167	SPR 2003	0	30	30	0	0	0	0	
168	SUM 2003	0	30	30	0	0	0	0	
169	WIN 2003	0	30	30	0	0	0	0	
170	SPR 2004	0	30	30	0	0	0	0	
171	SUM 2004	0	30	30	0	0	0	0	
172	WIN 2004	0	30	30	0	0	0	0	
173	SPR 2005	0	30	30	0	0	0	0	
174	SUM 2005	0	30	30	0	0	0	0	
175	WIN 2005	0	30	30	0	0	0	0	
176	SPR 2006	0	30	30	0	0	0	0	
177	SUM 2006	0	30	30	0	0	0	0	
178	WIN 2006	0	30	30	0	0	0	0	
179	SPR 2007	0	30	30	0	0	0	0	
180	SUM 2007	0	30	30	0	0	0	0	
181	WIN 2007	0	30	30	0	0	0	0	
182	SPR 2008	0	30	30	0	0	0	0	
183	SUM 2008	0	30	30	0	0	0	0	
184	WIN 2008	0	30	30	0	0	0	0	
185	SPR 2009	0	30	30	0	0	0	0	
186	SUM 2009	0	30	30	0	0	0	0	
187	WIN 2009	0	30	30	0	0</			

202	WIN 2014	0	30	30	0	0	0	0	0
203	SPR 2015	0	30	30	0	0	0	0	0
204	SUM 2015	0	30	30	0	0	0	0	0
205	WIN 2015	0	30	30	0	0	0	0	0
206	SPR 2016	30	0	30	0	0	0	0	0
207	SUM 2016	30	0	30	0	0	0	0	0
208	WIN 2016	30	0	30	0	0	0	0	0
209	SPR 2017	30	0	30	0	0	0	0	0
210	SUM 2017	30	0	30	0	0	0	0	0
211	WIN 2017	30	0	30	0	0	0	0	0
212	SPR 2018	30	0	30	0	0	0	0	0
213	SUM 2018	30	0	30	0	0	0	0	0
214	WIN 2018	30	0	30	0	0	0	0	0
215	SPR 2019	0	30	30	0	0	0	0	0
216	SUM 2019	0	30	30	0	0	0	0	0
217	WIN 2019	0	30	30	0	0	0	0	0
218	SPR 2020	0	30	30	0	0	0	0	0
219	SUM 2020	0	30	30	0	0	0	0	0

Net Transfer Effect Above Milner
(Total Effect With Transfer - Total Effect Without Transfer)

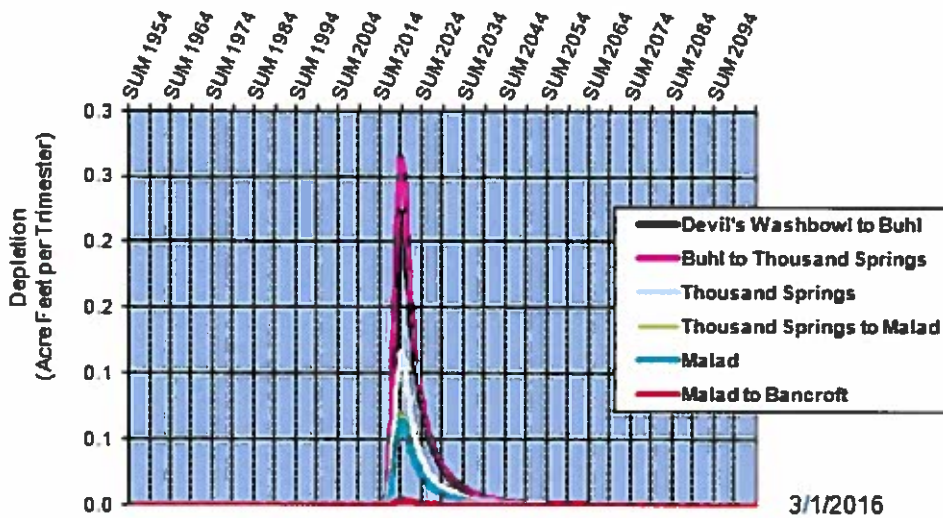


3/1/2016
Version 3.2

Customer Name: Yancey

Transfer No: Rental

Net Transfer Effect Below Milner (Total Effect With Transfer - Total Effect Without Transfer)

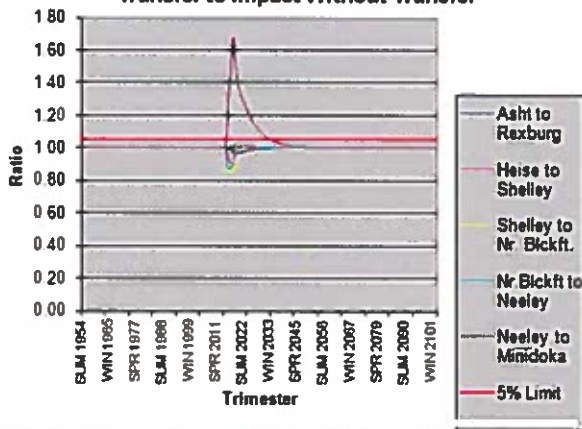


3/1/2016
Version 3.2

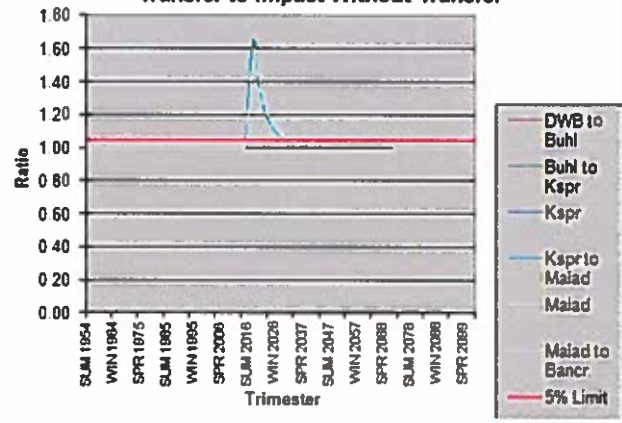
Customer Name: Yancey

Transfer No: Rental

Change Above Milner as Ratio of Impact With Transfer to Impact Without Transfer



Change Below Milner as Ratio of Impact With Transfer to Impact Without Transfer



Mitigation Analysis Period
Trimester

One-Way Analysis of Independent Transfers

New Water Right (QModel):

WR No.	Dw Rate (CFS)	Con Vol (AF)	No. of Tr. Acres	Priority Date	POD Location	Dedicated Vol. (AF/yr)	Model
777	777	275.8	88.9	1/1/1989	ES28E-3	275.8	SP482275
777	777	275.8	88.9	1/1/1989	ES28E-3	275.8	SP482275
777	777	275.8	88.9	1/1/1989	ES28E-3	275.8	SP482275
777	777	275.8	88.9	1/1/1989	ES28E-3	275.8	SP482275

Impact by Reach (AF/Trimester)

Asht to Rexburg	Heise to Shelley	Shelley to Nr. Bickft.	Nr. Bickft. to Neeley	Neeley to Minidoka	DWB to Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancr.
0.00	2.06	0.38	18.47	0.11	0.36	0.41	0.18	0.11	0.10	0.01
0.00	2.06	0.38	18.47	0.11	0.36	0.41	0.18	0.11	0.10	0.01
0.00	2.06	0.38	18.47	0.11	0.36	0.41	0.18	0.11	0.10	0.01
0.00	2.06	0.38	18.47	0.11	0.36	0.41	0.18	0.11	0.10	0.01

Steady State Analysis

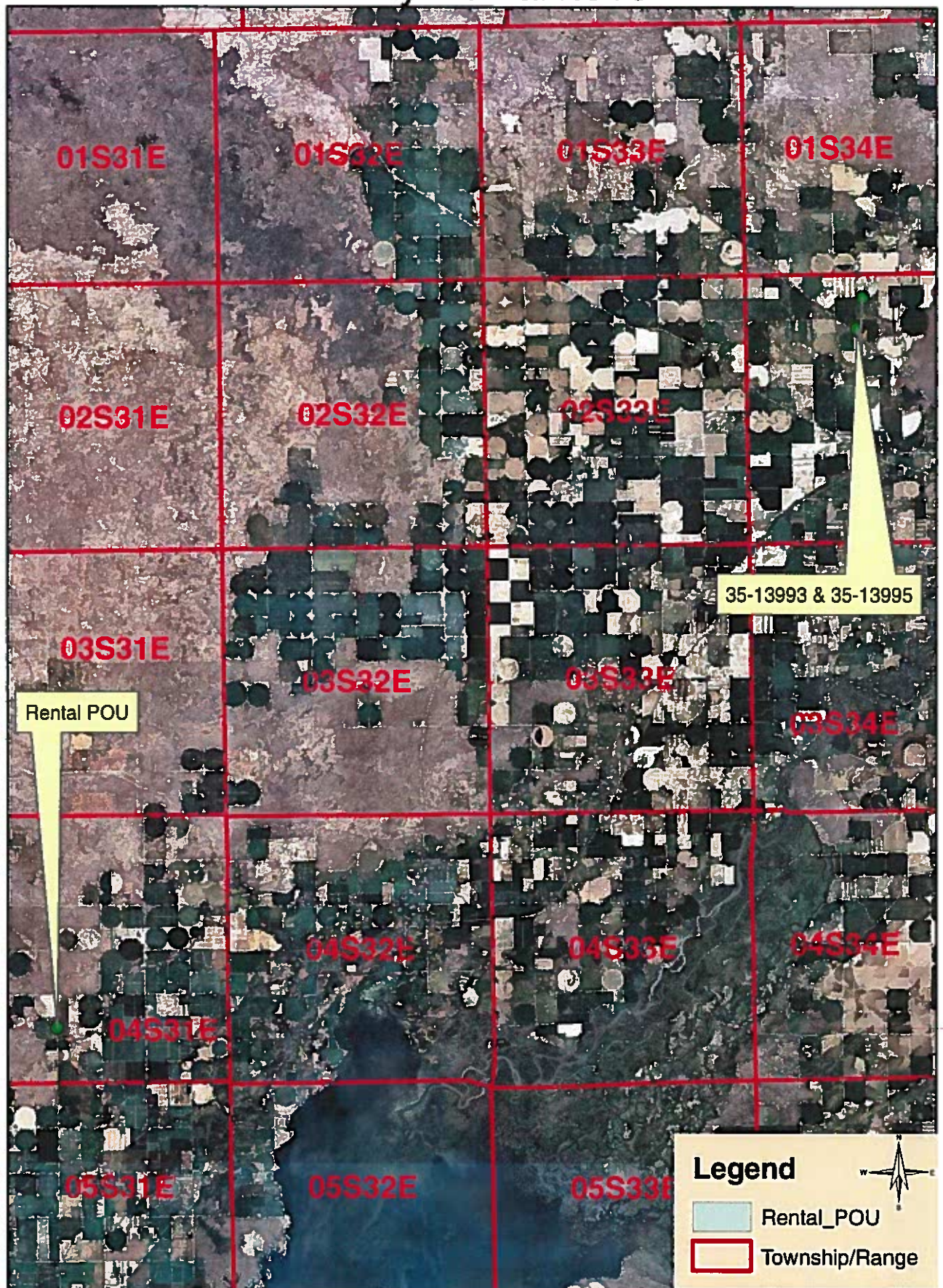
Mitigation Check 1 - 10% of Resource	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Mitigation Check 2 - 2 AF/yr	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Check 3 - 10% of Total	2.1%	7.8%	21.3%	85.1%	1.2%	1.4%	0.6%	0.4%	0.3%	0.0%
Mitigation Required?	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Transient State Analysis

Mitigation Check 1 - 10% of Resource	0.0%	0.0%	1.2%	2.4%	88.7%	60.6%	63.7%	62.6%	61.6%	58.2%
Mitigation Check 2 - 2 AF/yr	0.0	0.0	0.1	0.5	0.1	0.2	0.3	0.1	0.1	0.0
Mitigation Required?	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft)	0.0	0.0	0.1	0.5	0.1	0.2	0.3	0.1	0.1	0.0

Read Me

Yancey Rental 2016



Palmer, Cherie

From: Kristin Moore [kristin.rmea@gmail.com]
Sent: Tuesday, December 15, 2015 11:38 AM
To: Palmer, Cherie
Subject: FW: WSB-Rental Application
Attachments: AmendedAttach#3H.pdf

I forgot to send this table to you. Here are quantities of the rights to be rented (in blue) as I calculated it.

	WSB Lease						WSB Rental			
	cfs	afa	ac limit	total pou	cfs/ac	ac/pou	ac	cfs	afa	af/tri
35-13993	0.21		19.6	35.7	0.01	55%	12.4	0.13	49.4	16.5
35-13995	0.46		35.3	35.7	0.013	99%	22.2	0.29	89.0	29.7
Combined	0.59	145.6	35.3	35.7	0.017		22.5	0.38	90.0	30.0

Kristin Moore
Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kmoore@rockymountainenvironmental.com
VOICE: 208-524-2353 ||| FAX: 208-524-1795



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From: Kristin Moore [mailto:kmoore@rockymountainenvironmental.com]
Sent: Tuesday, December 15, 2015 11:27 AM
To: 'Palmer, Cherie' <Cherie.Palmer@idwr.idaho.gov>
Subject: RE: WSB-Rental Application

Cherie,

Attached is an amended Attachment #3H for Yancey's existing application with revised modeling using water right nos. 35-13993 and 35-13995 for the 2016 through 2018 seasons. The original application proposed a 4 year rental, however, these rights are only leased to the Bank through 2018. Since no mitigation is required, the applicant proposed to rent 90 afa only. Please let me know if you need anything further.

Thank you,

Kristin Moore

Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kmoore@rockymountainenvironmental.com
VOICE: 208-524-2353 ||| FAX: 208-524-1795



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From: Palmer, Cherie [<mailto:Cherie.Palmer@idwr.idaho.gov>]
Sent: Wednesday, December 09, 2015 9:19 AM
To: Kristin Moore <kristin.rmea@gmail.com>
Subject: RE: WSB-Rental Application

Kristin,

Thank you for your email. Let's move forward with Yancey's existing application. All you have to do is model the new water right numbers and submit the modeling to me via mail—**please don't submit a new application**. I recommend you do that ASAP, however. Thanks Kristin.

Cherie

From: Kristin Moore [<mailto:kristin.rmea@gmail.com>]
Sent: Tuesday, December 08, 2015 11:42 AM
To: Palmer, Cherie
Subject: RE: WSB-Rental Application

Cherie,

What unfortunate timing. When we began this process for these water rights, we confirmed that there were no rental applications on record for these rights. This was at the end of October. The other applicants must have had the same idea. Bad luck.

I have searched the other water rights available in the WSB and found two water rights nos. 35-13993 and 35-13995 (John and Kaye Ritchie) that will be released from a rental agreement at the end of this year. If we submit an application to rent these water rights, can that be processed right away? Or must you wait until the rental expires?

Kristin Moore
Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kmoore@rockymountainenvironmental.com

VOICE: 208-524-2353 ||| FAX: 208-524-1795



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From: Palmer, Cherie [<mailto:Cherie.Palmer@idwr.idaho.gov>]
Sent: Monday, December 07, 2015 4:47 PM
To: tsyancey@gmail.com
Cc: Kristin Moore <kristin.rmea@gmail.com>
Subject: WSB-Rental Application

Dear Mr. Yancey,

The Department of Water Resources received your rental application November 10, 2015. As you know you requested to rent water rights 35-2491, 35-7005, and 35-7648.

Rental applications are prioritized based on the date a complete application is received at the Department. On November 1, 2015, two other rental applicants requested to rent the same water right you proposed to rent. Total, the applicants requested to rent ALL of the water under those water rights leaving you no water to rent.

However, one of the applicants must clarify a few items on their application prior to receiving an approved rental. The applicant has until December 31, 2015, to furnish the additional information.

I don't know the odds the applicant will submit the information the Department needs to complete their application. Therefore, I don't know the chances you will actually get to rent the water rights you requested. Because of the uncertainty you're welcome to submit a new rental application using other water rights. Alternatively, you can wait to see what happens after the end of the year.

I will place your application on hold until the end of the year unless I hear back from you.

Lastly, I recommend you check our website for updates. The website contains a spreadsheet detailing all the water rights actively being pursued by rental applicants. This information is extremely helpful when selecting water right to request on a rental application (doing a check will ensure you don't request water rights that are already spoken for).

The link can be found here, <http://idwr.idaho.gov/water-supply-bank/reports.html>. The spreadsheet is called **Water Supply Bank Processing**.

Please let me know if you have any questions regarding this matter.

Sincerely,

*Cherie Palmer, Water Rights Supervisor
Idaho Dept of Water Resources
Water Allocation Bureau*

322 E. Front Street (Front St. & Broadway Ave)
Mail: PO BOX 83720 Boise, ID 83720-0098
email: cherie.palmer@idwr.idaho.gov
phone: (208) 287-4944
fax: (208) 287-6700

RECEIVED
DEC 15 2015
DEPARTMENT OF
WATER RESOURCES

Amended ESPA Modeling Narrative for Proposed Rental

The proposed Water Supply Bank rental requires water modeling to account for the impacts of the rental request. Applicant requires water for the irrigation of 22.5 acres, or 90 afa, to complete the water demands under a new pivot. Existing water rights already provide a portion of the needs under the same pivot. Water right nos. 35-13993 and 35-13995 are already leased to the Water Supply Bank and have adequate availability to satisfy this rental beginning in the 2016 season through the 2018 season. Figure 1 identifies the locations of the TO and FROM wells. There are two wells for the rental water rights; the modeling was performed using the closest model cell. Using the ESPA Transfer Spreadsheet 3.2, modeling simulated a depletion less than 2.0 acre-feet/trimester in all reaches of the Snake River, therefore, no mitigation will be required. Modeling inputs and results are shown in Figures 2 and 3.

Figure 1. Well Locations on ESPA Grid

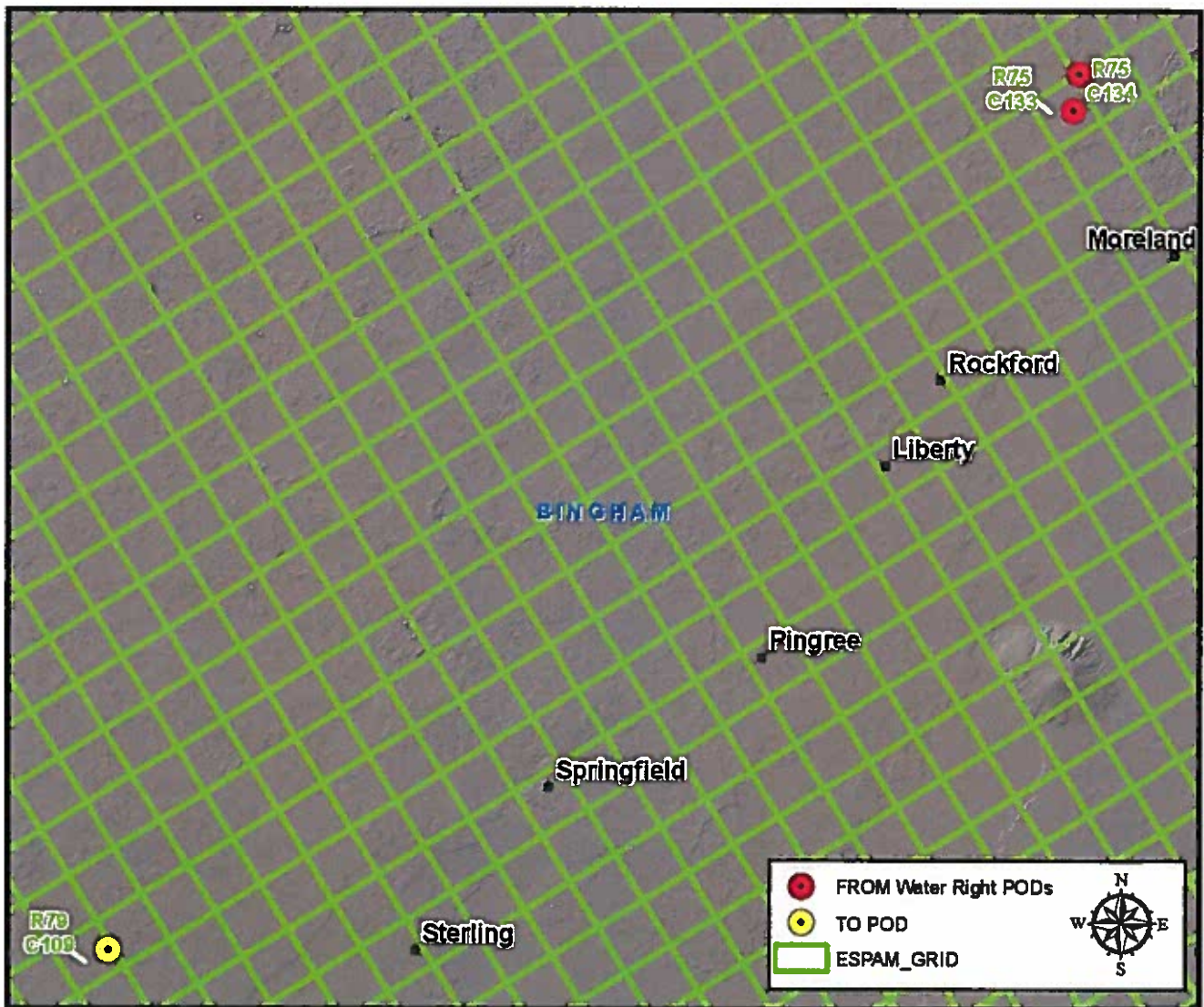


Figure 2. ESPAM 3.1 Data Entry Excerpt

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO: 123

YEAR: 1954

SEASON: SUMMER

TRANSFER NAME: Yancey

UPDATE DATES

RUN MODEL

GET OUTPUT

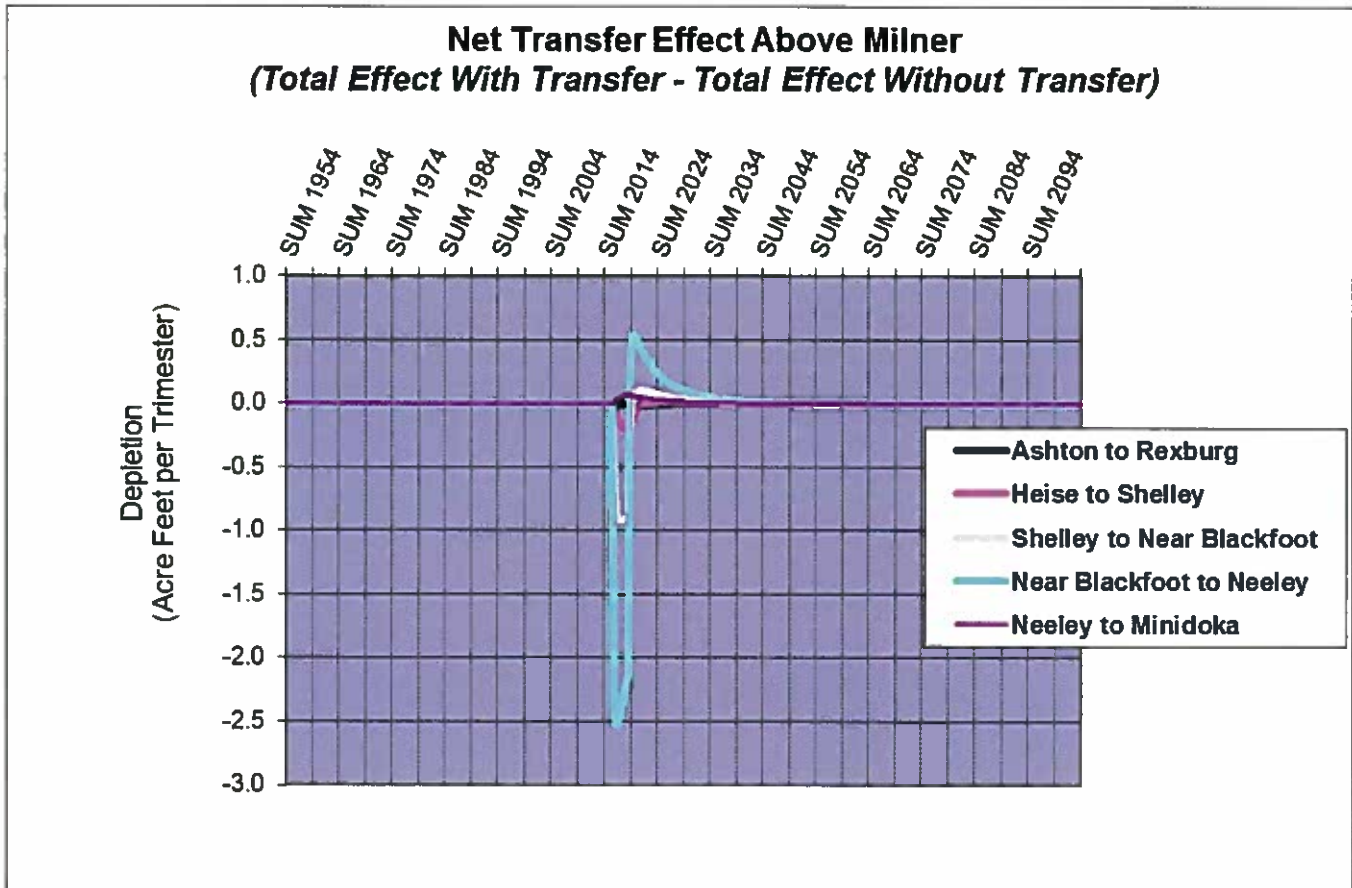
CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	79	75	75	45
COLUMN	109	133	105	30

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Protected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SUM 1954	0	17	17	0	0	0	0
WIN 1954	0	17	17	0	0	0	0
SPR 1955	0	17	17	0	0	0	0
SUM 1955	0	17	17	0	0	0	0
WIN 1955	0	17	17	0	0	0	0
SPR 1956	0	17	17	0	0	0	0
SUM 1956	0	17	17	0	0	0	0
WIN 1974	0	17	17	0	0	0	0
SPR 1975	0	17	17	0	0	0	0
SUM 1975	0	17	17	0	0	0	0
WIN 1975	0	30	30	0	0	0	0
SPR 1976	0	30	30	0	0	0	0
SUM 1976	0	30	30	0	0	0	0
SPR 2014	0	30	30	0	0	0	0
SUM 2014	0	30	30	0	0	0	0
WIN 2014	0	30	30	0	0	0	0
SPR 2015	0	30	30	0	0	0	0
SUM 2015	0	30	30	0	0	0	0
WIN 2015	0	30	30	0	0	0	0
SPR 2016	30	0	30	0	0	0	0
SUM 2016	30	0	30	0	0	0	0
WIN 2016	30	0	30	0	0	0	0
SPR 2017	30	0	30	0	0	0	0
SUM 2017	30	0	30	0	0	0	0
WIN 2017	30	0	30	0	0	0	0
SPR 2018	30	0	30	0	0	0	0
SUM 2018	30	0	30	0	0	0	0
WIN 2018	30	0	30	0	0	0	0
SPR 2019	0	30	30	0	0	0	0
SUM 2019	0	30	30	0	0	0	0
WIN 2019	0	30	30	0	0	0	0
SPR 2020	0	30	30	0	0	0	0
SUM 2020	0	30	30	0	0	0	0

Figure 3. Net Effects from Model Run, including Graph Above Milner and Summary from Calculated Effects



Calculated Effects:

Enter First Time Step of Transfer: SPR 2010												
Match:	168	Match:	456									
	AIR	HIS	SINB	NBRN	NRM	DWIS	BIT3	TS	TSIM	M	MIB	Total
Preexisting Effects @ SS (Last Time Step)	0.09	2.09	6.40	19.55	0.11	0.36	0.41	0.18	0.11	0.10	0.01	30.01
Steady State - Value of Dep. @ Last Time Step	0.09	2.09	6.40	19.55	0.11	0.36	0.41	0.18	0.11	0.10	0.01	30.01
Preexisting Effects @ Transient State (Max Value Timeslap)	0.09	2.09	6.40	19.55	0.11	0.36	0.41	0.18	0.11	0.10	0.01	30.01
Transient State - Max. Value of Dep. After Transfer	0.09	2.09	6.48	20.02	0.19	0.58	0.67	0.29	0.19	0.17	0.01	31.37
Steady State Change:	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
Transient State Change:	0.00	0.00	0.08	0.47	0.07	0.22	0.26	0.11	0.07	0.06	0.00	

Instrument # 666508

BINGHAM COUNTY, IDAHO

2015-04-20 02:40:54 PM No. of Pages: 2

Recorded for: IDAHO DEPARTMENT OF LANDS

PAMELA W. ECKHARDT

Fee: \$0.00

Ex-Officio Recorder Deputy JPulley

Index To: DEED

Electronically Recorded by Simplifile

COPY

STATE OF IDAHO DEED**DEED NO. 13963**

THIS STATE DEED ("Deed") is made this 10th day of April, 2015, by and between the STATE BOARD OF LAND COMMISSIONERS, whose mailing address is P.O. Box 83720, Boise, Idaho 83720-0050 (hereinafter referred to as "Grantor"), and Terrell Yancy, whose mailing address is 1226 S 2700 W, Aberdeen, ID 83210 (hereinafter referred to as "Grantee").

WITNESSETH: That Grantor, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby convey, release and quitclaim unto Grantee all of Grantor's right, title and interest in and to the following described real property (the "Property") located in Bingham County, State of Idaho, to-wit:

SWNW and SENW of Section 33, Township 4 South, Range 31 East, Boise Meridian, Bingham County, Idaho.

RESERVING THEREFROM a right of way for ditches constructed by authority of the United States as identified in Idaho Code § 58-604.

ALSO RESERVING THEREFROM all coal, oil, oil shale, gas, phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony and all minerals or deposits of minerals of whatsoever kind or character, including, but not limited to, geothermal resources (and associated by-products), sand, gravel and pumice, pursuant to Idaho Code § 47-701.

TO HAVE AND TO HOLD, all and singular, the Property unto the said Grantee and its successors and assigns forever.

(This area intentionally left blank)

State of Idaho Deed No. 13961
Page 2 of 2

COPY

IN WITNESS WHEREOF, I, C.L. "BUTCH" OTTER, the Governor of the State of Idaho and President of the State Board of Land Commissioners, have hereunto signed my name and caused the Great Seal of the State of Idaho and the Seal of the State Board of Land Commissioners to be hereunto affixed, this 10 day of April, 2015.


Governor of Idaho and President of the
State Board of Land Commissioners

COUNTERSIGNED:


Secretary of State

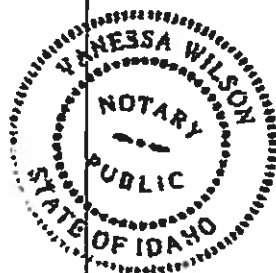

Director, Department of Lands



STATE OF IDAHO)

County of Ada)

On this 10th day of April, in the year 2015, before me a Notary Public in and for said State, personally appeared C.L. "BUTCH" OTTER, known to me to be the Governor of the State of Idaho and President of the State Board of Land Commissioners, and LAWRENCE E. DENNEY, known to me to be the Secretary of State of the State of Idaho, and THOMAS M. SCHULTZ, JR., known to me to be the Director of the Department of Lands of the State of Idaho, who executed the said instrument and acknowledged to me that such State of Idaho executed the same.




Notary Public for the State of Idaho
Residing at: Borers, ID
My Bond expires: 8-11-2020

Palmer, Cherie

Subject: FW: IDWR-Rental Application RESPONSE REQUIRED
Attachments: ParcelMap1.pdf; ParcelMap2.pdf

From: Kristin Moore [<mailto:kristin.rmea@gmail.com>]
Sent: Thursday, November 19, 2015 10:54 AM
To: Palmer, Cherie; 'Kristin Moore'
Cc: tsyancey@gmail.com
Subject: RE: IDWR-Rental Application RESPONSE REQUIRED

Cherie,

I have spoken with Mr. Yancey and he is currently out of town. He will be able to provide another copy of the deed the beginning of next week when he returns. It appears he purchase the property in April 2015, which is why your parcel data does not include it. I have included snapshots of Bingham County's parcel map for your review.

Kristin Moore
Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kmoore@rockymountainenvironmental.com
VOICE: 208-524-2353 ||| FAX: 208-524-1795



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From: Palmer, Cherie [<mailto:Cherie.Palmer@idwr.idaho.gov>]
Sent: Thursday, November 19, 2015 9:59 AM
To: Kristin Moore <kristin.rmea@gmail.com>
Cc: tsyancey@gmail.com
Subject: RE: IDWR-Rental Application RESPONSE REQUIRED

Kristin,

Thank you for your email. Please see the attached map. The bright green writing indicates who owns the land as of 3/2015. That is the last date we received updated information from the county (we typically get updated information once a year). I realize I could call the county and find out who owns the land but this is the applicants job to provide all the required items on the rental application. In addition, we have a lot of rental applications to process in a small window of time. IDWR cannot be completing rental applicants applications for them.

I understand the previously approved transfer moved water to the land in the SWNW of Sec 33; however, the land in the SENW was not addressed through the transfer. If the rental was requesting to move water to land in just the SWNW I wouldn't have pursued evidence of ownership—I would have considered the previous transfer as good enough.

Also, I looked through the transfer file and couldn't locate the deed conveying the property from the BLM to Yancey. I hoped the deed would demonstrate ownership of land in both SWNW and SENW quarters. But again, I could not locate the deed.

Lastly, I wonder if you could send over your GIS shapefile for the rental. This would help us help us and would be very much appreciated.

I hope this all makes sense. Please give me a call if you have further questions.

*Cherie Palmer, Water Rights Supervisor
Idaho Dept of Water Resources
Water Allocation Bureau
322 E. Front Street (Front St. & Broadway Ave)
Mail: PO BOX 83720 Boise, ID 83720-0098
email: cherie.palmer@idwr.idaho.gov
phone: (208) 287-4944
fax: (208) 287-6700*



Terrell Yancey



Thu Nov 19 2015 10:47:43 AM

Terrell Yancey



Thu Nov 19 2015 10:46:55 AM

Palmer, Cherie

From: Palmer, Cherie
Sent: Tuesday, November 17, 2015 4:05 PM
To: 'tsyancey@gmail.com'
Cc: 'Kristin Moore'
Subject: IDWR-Rental Application RESPONSE REQUIRED

Dear Mr. Yancey,

The Department of Water Resources (IDWR) is in receipt of your rental application. You are proposing to rent 20.7 acres in the SWNW and 1.8 acres in the SENW of Section 33, Township 4S, Range 31 East. One requirement of the rental application is to demonstrate ownership of the land where you desire to apply the rental water. Please submit a deed or an agreement from the BLM demonstrating that you own the land or have authorization to irrigate on the land.

The deed or agreement must reference land in the SWNW and the SENW of Section 33, Township 4S, Range 31 East.

Please submit the required items within 14 days. You may scan it and email to me or send it in the mail. If the required information is not submitted in a timely matter, your application may be returned to you without being processed. Let me know if you have any questions regarding this matter.

Sincerely,

*Cherie Palmer, Water Rights Supervisor
Idaho Dept of Water Resources
Water Allocation Bureau
322 E. Front Street (Front St. & Broadway Ave)
Mail: PO BOX 83720 Boise, ID 83720-0098
email: cherie.palmer@idwr.idaho.gov
phone: (208) 287-4944
fax: (208) 287-6700*